

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

DYWANE M. HERBERT

CIVIL ACTION

v.

ARMANDO MENDEZ, et al.

NO. 12-0879

O R D E R

AND NOW, this 28<sup>th</sup> day of March, 2012, upon  
consideration of plaintiff's complaint and his motion to proceed  
in forma pauperis (Document No. 3) IT IS ORDERED that:

1. Leave to proceed in forma pauperis is GRANTED.
2. Plaintiff's Complaint is DISMISSED pursuant to  
28 U.S.C. § 1915(e)(2)(B) and Federal Rule of Civil Procedure  
12(h)(3).
3. This case shall be marked CLOSED.

BY THE COURT:

/s/ Legrome D. Davis

LEGROME D. DAVIS, J.